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OCT 1 3 2005

Kathryn Holtzworth 43 Inspirational Drive Sedona, AZ 86336

TECHNOLOGY CENTER 3600

In re Application of

Kathryn Ann Holtzworth, et al.

Application No. 10/612,696

Filed: July 2, 2003

DECISION ON

RENEWED PETITION

TO WITHDRAW THE

HOLDING OF ABANDONMENT

For: PETBIB SMALL ANIMAL SHOULDER

CARRIER AND TOY

This is in reply to applicants' renewed Petition to Withdraw the Holding of Abandonment under 37 CFR 1.181 filed in the United States Patent and Trademark Office on May 12, 2005.

The renewed Petition is **GRANTED**.

A review of the file record indicates that the application was held abandoned for failure to timely file a proper response to the Office action dated December 11, 2003 and a Notice to that effect was mailed on September 21, 2004.

Petitioner states that a response was filed on May 10, 2004 by mail. The copy of the response submitted with the petition includes a Certificate of mailing dated May 10, 2004.

Review of the file reveals that applicant did provide a submission in response to the December 11, 2003 Office action dated May 10, 2004. However, only the transmittal form and petition extension form are present. The amendment associated with the transmittal form was missing.

Further review of the file has revealed that the original amendment including the transmittal form, the extension of time, remarks and amendments have been located and are now in the file. These papers include a two month extension of time (including the required fee) and a certificate of mailing dated May 10, 2004, which is timely.

Applicants' petition to withdraw the abandonment is **GRANTED**.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to enter the correct amendment of May 10, 2004, withdraw the holding of abandonment, and return the application to pending status so that it may be forwarded to the examiner of record for an action on the merits.

Kenneth J. Dorner

Special Programs Examiner Patent Technology Center 3600 (571) 272-6587

KJD/js: 09/27/05